

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT **REFERENCE 61****1B1** Page 1

INDIANAPOLIS

OFFICE MEMORANDUM

DATE: June 2, 1988

THRU: David W. Berrey *DWB*TO: Gary Development Company, Inc. RCRA File
IND 077005916, Gary, Lake CountyFROM: Ted F. Warner *TFW*
Compliance Monitoring SectionSUBJECT: Trip Report for the Scheduled Inspection of
April 28, 1988

On April 28, 1988, I attempted to conduct a scheduled inspection at Gary Development Company, Inc., located at 479 North Cline Avenue, Gary, Indiana. The owner of this facility, Mr. Lawrence Hagan was not present at the site. According to the gate operator, Mr. Hagan would not be available until later that day.

Preinspection File Audit

I previously inspected this facility on August 27, 1987, with Mr. Jonathan Cooper of U.S. EPA, Region V. During this 1987 inspection, Mr. Hagan informed us that he did not operate a RCRA facility and he had no desire to operate in that manner. We found Gary Development Company, Inc., operating in apparent disregard for all applicable RCRA and State hazardous waste regulations. Following this 1987 inspection, U.S. EPA filed a formal complaint against Gary Development Company, Inc. (VL-2-86-R45). On September 9, 1987, in Gary, Indiana, I testified before a federal hearing officer regarding my inspections at the Gary Development Company, Inc. As of the date of this memo, there has been no decision regarding this case.

Inspection Findings

While I was at the Gary Development site on April 28, 1988, I took several photographs of the landfill. A few days later I was able to reach Mr. Hagan by telephone. Mr. Hagan again informed me that he had not attempted to meet any applicable RCRA or State hazardous waste regulations.

Conclusions and Recommendations

The Gary Development Company, Inc., facility apparently will not voluntarily comply with what is essentially a closure plan submittal. I will provide Mr. Cooper of U.S. EPA with a copy of this most current Trip Report and wait for a determination from the federal hearing officer.

TFW/drc

cc: Mr. Jonathan Cooper, U.S. EPA, Region V

5/23/88

Gary Development Company, Inc., RCRA File
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Conclusions and Recommendations

As my two previous field trip reports indicate, the Gary Development Company, Inc., facility apparently will not volunteer to comply with what is essentially a closure plan submittal requirement. I will provide Mr. Jonathan Cooper of U.S. EPA with a copy of this most current trip report and wait for a determination from the federal Hearing Officer.

TFW/rmw

cc: Mr. Jonathan Cooper, U.S. EPA, Region V

6/15/90

PREINSPECTION FILES AUDI.
CHECKLIST

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DATE: 4, 26, 88

BY: Ted Warner

COMPANY: Gary Land Development

LOCATION: 479 N. Cline Ave.

I.D.#: ND 1 077 005 1 916

TYPE: ---G---T---TSD---UI (CIRCLE)

A. GENERAL

	YES	NO	NA
1. FEDERAL NOTIFICATION ON FILE?	—	✓	—
2. FEDERAL PART A ON FILE?	✓	—	—
3. CLOSURE PLAN REVIEWED?	—	✓	—
4. CONTINGENCY PLAN REVIEWED?	—	✓	—
6. ANNUAL REPORT REVIEWED?	✓	—	—

B. NOTIFICATION DATA

1. Waste codes listed:

FO06
K087
FO03
FO05

C. WASTE APPROVAL INFORMATION:

1. List waste amounts and landfill approved

N/A

	<u>FEDERAL</u>			<u>STATE</u>		
	CODE	AMT	UNIT	CODE	AMT	UNIT
1	D80	100	A			
2						
3						
4						
5						

E. CLOSURE/POST-CLOSURE(check against fed/state part A)

1 ANY CLOSED UNITS Y/N; If yes, describe:

F. COMPLIANCE HISTORY1 Date of last two(2) inspections: 8/22/86 9/9/87

2 List all past enforcement actions(CO, NOV, LOW, BY TYPE & DATE)

referral to EPA after my jan 17 1985 inspection
Federal Complaint V-W-86-R45

3 List unresolved enforcement actions/violations:
(If none, so state; Check past inspection sheets!!!!!!)

Federal Complaint

G. COMMENTS

62 acre landfill
33 shipments of FOOS from ACS
Battery casings from U.S.S. Lead
They requested removal from hazardous
waste system

They must undergo closure

This facility is on the Eris list.

Port "B" called in.

NOTE: IDENTIFY COMMENTS BY SPECIFIC AREA (i.e. closure, compliance). These will be the things to look for during the inspection visit.

TSD - RCRA INSPECTION REPORT

EPA ID IND 077 005 916 NAME Gary Land Development Co.

ADDRESS 479 N. Cline Ave.

Gary ZIP CODE 46401

LOC-ADDR (same)

LOC-ZIP COUNTY

CONTACT/TITLE Mr. Larry Hagen / V.P. PHONE (219) 944-7858

OWNERSHIP

STATCODE 1 (1=Active, 2=Obsolete ID No., 3=Dead Mail, 4=PCB Handler,
5=Out-of-Business, 6=Non-Handler, 9=Superfund Site)

ACTIVITY:

LQG ☐ SQG ☐ CEG ☐ TRANSPORTER ☐ TSD ☒ UI ☐

HAZ. WASTE FUEL: GEN. MKTG BURNER ☐ OTHER MKTR ☐ BURNER ☐

OFF SITE USED OIL FUEL: GEN. MKTG BURNER ☐ OTHER MKTR ☐ BURNER ☐

SPEC USED OIL FUEL MKTR: ☐

WASTE FUEL BURNING DEVICE: UTIL BOILER ☐ INDUST BOILER ☐ INDUST FURNACE ☐

TRANSPORTN: AIR ☐ RAIL ☐ HGHWY ☐ WATER ☐ OTHER ☐

NOTIFICATION DATE 1981

Date of Inspection: April 28, 1988 Time of Inspection: 8:45A

Person(s) interviewed	Title	Telephone
<u>Larry Hagen</u>	<u>V.P.</u>	<u>(219) 944-7858</u>
_____	_____	_____
_____	_____	_____

Inspector(s)	Agency	Telephone
<u>Ted Warner</u>	<u>IDEM</u>	<u>(317) 232-4518</u>
_____	_____	_____
_____	_____	_____

3. Type of Operation, Products Manufactured, Processes Utilized, Size of Operation. Concentrate on processes that produce waste (hazardous or non-hazardous)!

Landfill disposal of general municipal, commercial and industrial refuse. Landfill disposal of permitted industrial wastes.

This facility did receive a small amount of hazardous waste during 1980 and 1981. The waste streams received were (FOOS) and (DOOG).

4. Hazardous Waste
Streams/EPA #

Source

Rate

Disposition

no hazardous waste streams ~~received~~

TSD RCRA Inspection Report

EPA Identification Number: 1 N D 0 7 7 0 0 5 9 1 6
Installation Name: Gay Land Development Co.
Location Address: 479 N. Cline Ave.
City: Gay ZIP 46401
Date of Inspection: 4-28-88 Time of Inspection 8:45A

Person(s) interviewed *	Title	Telephone
<u>Mr. Larry Hagen</u>	<u>V.P.</u>	<u>(219) 944-7853</u>
_____	_____	_____
_____	_____	_____

Inspector(s)	Agency	Telephone
<u>Ted Warner</u>	<u>I. D. E. M.</u>	<u>(317) 232-4518</u>
_____	_____	_____
_____	_____	_____

* Please identify correspondence contact

Installation Processes by Process Code (EPA Form 3510-3)

S01 <input type="checkbox"/> Container storage	S02 <input type="checkbox"/> Tank storage
S03 <input type="checkbox"/> Waste Pile storage	S04 <input type="checkbox"/> Surface impoundment storage
D79 <input type="checkbox"/> Injection well disposal	D80 <input checked="" type="checkbox"/> Landfill disposal
D81 <input type="checkbox"/> Land Application disposal	D83 <input type="checkbox"/> Surface Impoundment disposal
T01 <input type="checkbox"/> Tank Treatment	T02 <input type="checkbox"/> Surface Impoundment treatment
T03 <input type="checkbox"/> Incinerator treatment	T04 <input type="checkbox"/> Other

If Part A process codes are listed above as T04 please describe the process involved below.

Other activities

Generator ☐

Appendix GN

Transporter ☐

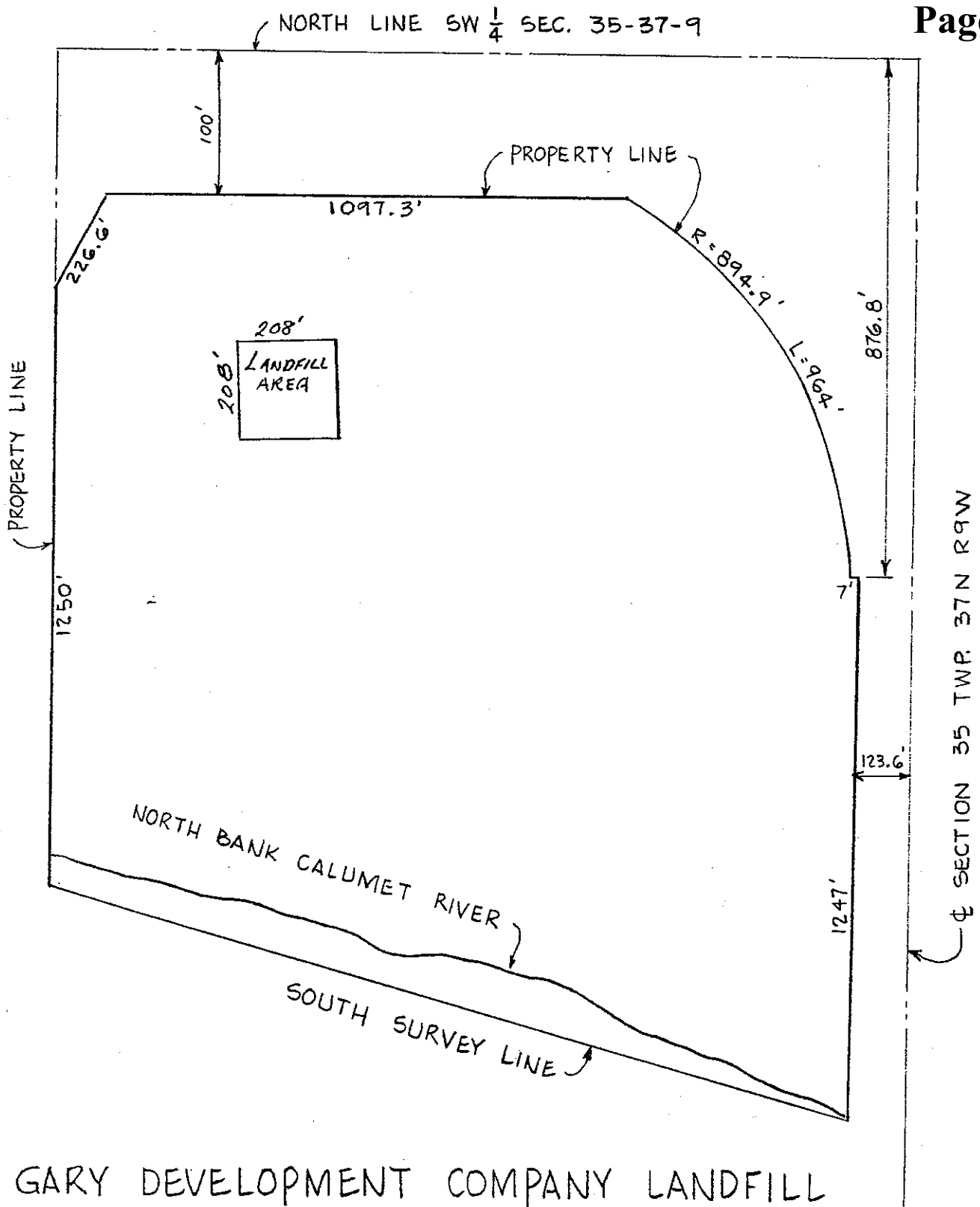
Appendix TR

1. Indicate any hazardous waste processes, by process code, which have been omitted from Part A of the facility's permit application.
2. Indicate any hazardous waste processes (by process code and line number on EPA Form 3510-3 page 1 of 5) which appear to be eligible for exclusion per 40 CFR 265.1(c). Provide a brief rationale for the possible exclusion.

V. FACILITY DRAWING (see page 4)

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GARY DEVELOPMENT COMPANY LANDFILL

PREINSPECTION FILES AUDI.
CHECKLIST

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DATE: 8/19/87

BY: Ted Warner

COMPANY: Gray Land Development

LOCATION: 479 N. Cline Ave.

I.D.#: IND 1 077 1 005 1 916

TYPE: ---G---T---TSD---UI (CIRCLE)

conditionally-exempt small quantity generator D001

A. GENERAL

	<u>YES</u>	<u>NO</u>	<u>NA</u>
1. FEDERAL NOTIFICATION ON FILE?	<u>✓</u>	<u>✓</u>	—
2. FEDERAL PART A ON FILE?	<u>✓</u>	—	—
3. CLOSURE PLAN REVIEWED?	—	<u>✓</u>	—
4. CONTINGENCY PLAN REVIEWED?	—	<u>✓</u>	—
6. ANNUAL REPORT REVIEWED?	<u>✓</u>	—	—

B. NOTIFICATION DATA

1. Waste codes listed:

*F006
K087
F005
F003*

C. WASTE APPROVAL INFORMATION:

1. List waste amounts and landfill approved

none

(Resolve Differences During Inspection/Visit)

	<u>FEDERAL</u>			<u>STATE</u>		
	CODE	AMT	UNIT	CODE	AMT	UNIT
1	DBO	100	A			
2						
3						
4						
5						

E. CLOSURE/POST-CLOSURE(check against fed/state part A)

1 ANY CLOSED UNITS Y/N: If yes, describe:

F. COMPLIANCE HISTORY1 Date of last two(2) inspections: 6/17/85 8/22/86

2 List all past enforcement actions(CO, NOV, LOW, BY TYPE & DATE)

referral to EPA after my June 17, 1985 inspection
Federal Complaint and Compliance Order U-W-86-R 45

3 List unresolved enforcement actions/violations:
(If none, so state; Check past inspection sheets!!!!!!)

Status of facility? EPA is handling
the enforcement.

4 List any compliance schedules items not as yet completed:
(include due dates)

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G. COMMENTS

62 acre Landfill

33 shipments of 8005 from American Chemical Services
Battery casings - U.S.S. Lead app. 2750 ea.
requested removal from H.W. system
must undergo closure
facility is on the Crisis list

NOTE: IDENTIFY COMMENTS BY SPECIFIC AREA (i.e. closure, compliance). These
will be the things to look for during the inspection visit.

TSD RCRA Inspection Report

EPA Identification Number: 1 N O 0 7 7 0 0 5 9 1 6

Installation Name: Gary Land Development

Location Address: 479 North Cline Ave.

City: Gary ZIP 46401

Date of Inspection: 8-27-87 Time of Inspection 10:30 AM

Person(s) interviewed *	Title	Telephone
<u>Mr. Larry Hagen</u>	<u>Vice President</u>	<u>219-944-7858</u>
_____	_____	_____
_____	_____	_____

Inspector(s)	Agency	Telephone
<u>Ted Warner</u>	<u>IDEM</u>	<u>317-232-4303</u>
<u>Jonathon Copper</u>	<u>U.S. EPA</u>	<u>312-886-4464</u>

* Please identify correspondence contact

Installation Processes by Process Code (EPA Form 3510-3)

S01 <input type="checkbox"/> Container storage	S02 <input type="checkbox"/> Tank storage
S03 <input type="checkbox"/> Waste Pile storage	S04 <input type="checkbox"/> Surface impoundment storage
D79 <input type="checkbox"/> Injection well disposal	D80 <input checked="" type="checkbox"/> Landfill disposal
D81 <input type="checkbox"/> Land Application disposal	D83 <input type="checkbox"/> Surface Impoundment disposal
T01 <input type="checkbox"/> Tank Treatment	T02 <input type="checkbox"/> Surface Impoundment treatment
T03 <input type="checkbox"/> Incinerator treatment	T04 <input type="checkbox"/> Other

If Part A process codes are listed above as T04 please describe the process involved below.

Other activities

Generator ☒ GN conditionally-exempt small quantity generator D004

Transporter ☐ TR

1. Indicate any hazardous waste processes, by process code, which have been omitted from Part A of the facility's permit application.
2. Indicate any hazardous waste processes (by process code and line number on EPA Form 3510-3 page 1 of 5) which appear to be eligible for exclusion per 40 CFR 265.1(c). Provide a brief rationale for the possible exclusion.

13. Additional Comments

This facility has not attempted to meet
any applicable RCRA or 320 IAC 4.1 requirements.
Noncompliance is the same as my last inspection on 8-22-86.
See field trip report.